

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
Chief, Criminal Division

TAREK J. HELOU (CABN 218225)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-7071
Facsimile: (415) 436-7234
Tarek.J.Helou@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR No. 07-711 MMC
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	PROTECTIVE ORDER UNDER FED. R.
v.)	CRIM. P. 16
)	
OSCAR E. ROMERO-ROMERO, JR.,)	
)	
Defendant.)	
_____)	

On May 21, 2008, the parties in this case appeared before the Court and addressed the need for the following protective order. After that hearing, at which both parties were heard, the Court issues the following Protective Order, to which both parties have stipulated.

PROTECTED MATERIAL

The government has provided defense counsel with documents from A-Files related to individuals other than the defendant. Those documents are bates-labeled USA-000419 through USA-000851, and are the "Protected Material." Pending the issuance of this Order, defense

counsel agreed to guard the confidentiality of those documents by complying with the terms of a letter sent by government counsel on May 19, 2008.

PROTECTIVE ORDER

Pursuant to Federal Rule of Criminal Procedure 16, good cause exists for entry of a protective order for the above-described documents and disclosure of these materials shall be subject to the following restrictions:

1. Protected Material

Possession of copies of the Protected Material is limited to: (1) attorneys for defendant Oscar E. Romero-Romero, Jr., specifically Jodi Linker and other attorneys at the Northern District of California Office of the Federal Public Defender; and (2) their respective investigators, experts, and paralegals. Those people are collectively referred to as the "Defense Team."

The Defense Team shall not provide copies of the Protected Material to any other person except the defendant, and only in conjunction with their defense of him in this case. At no time will any copies of the Protected Material be left in the custody of any person other than the defendant. The Defense Team is prohibited from using the Protected Material for any purpose other than defending the defendant in this case. The defendant must return all copies of Protected Material to the Defense Team after the termination of this case.

The Defense Team may show copies of the Protected Material to witnesses or potential witnesses, but only in conjunction with their defense of the defendant in this case.

Further, the defendant's attorneys shall provide the defendant and all members of the Defense Team with a copy of this Order.

This Order shall be binding on all subsequent attorneys who represent the defendant in this case and on any other person who becomes a member of the Defense Team or comes into possession of Protected Material.

If Protected Material is used in court filings, it shall be filed under seal, and no further order from the Court is required to file such documents under seal.

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2. Non-termination

The provisions of this Order shall not terminate at the conclusion of this prosecution but only upon further order of this Court.

SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

DATED: June 10, 2008

_____/s/
TAREK J. HELOU
Assistant United States Attorney

DATED: June 10, 2008

_____/s/
JODI LINKER
Attorney for Defendant Oscar Romero-Romero, Jr.

SO ORDERED, with the exception that, pursuant to Rule 55-1(b) of the Criminal Local Rules, no document may be filed under seal except pursuant to a Court Order that authorizes the sealing of the particular document, or portions thereof.

DATED: June 11, 2008



THE HONORABLE MAXINE M. CHESNEY
United States District Judge